

Central Valley Regional Water Quality Control Board



Instructions for Completion of Post-Harvest Waiver Certification Notice

California Water Code (CWC) Section 13269 authorizes the Regional Water Quality Control Board, Central Valley Region (Regional Board) to waive the requirement to submit reports of waste discharge and to obtain waste discharge requirements for a specific type of discharge if the waiver is not against the public interest and the waiver is conditional. The Regional Board, in Resolution No. R5-2003-0005, adopted the “Waiver of Waste Discharge Requirements for Discharges Related to Timber Harvest Activities”.

In order to complete the waiver process, a Post-Harvest Certification Notice must be submitted after all timber activities have been completed (including post-harvest herbicide/pesticide application and stocking).

- 1. Plan or Notice Number:** Enter the number of the Timber Harvesting Plan (or other plan) or notice, as assigned by CDF. If a Post-Harvest Certification Notice is utilized for multiple plans or notices for an ownership, list the plan names and numbers and corresponding waiver categories on additional pages.
- 2. Landowner’s Contact Information:** The primary responsible party (i.e., “discharger”) under California water law is the property owner. Enter the Landowner’s name, mailing address and phone number, including area code. If more than one landowner, attach additional pages.
- 3. Name and Phone Number of Contact Person(s):** List the primary person(s) responsible for on-site operations. Regional Board staff will attempt to contact the person(s) prior to conducting on-site compliance inspections.
- 4. Waiver Category:** Check one box for the Waiver Category (as described below) under which timber activities operated for the plan or notice.

Category 1: Minor Timber Harvest Activities On Nonfederal Lands

To qualify for this category: (1) The discharger must comply with the 16 eligibility criteria required for Waiver Category 1 (ref: Attachment A, Part II.A.1.b.1-16, pages 4-5); and (2) The Discharger must certify that the timber harvest activities complied with all general conditions, eligibility criteria and specific conditions for Waiver Category 1 (ref: Attachment A, Part I.B.1-8, pages 3-4, and Part II.A, pages 4-5). **Note: A post-harvest Certification Notice is not required for this category.**

Category 2: Exempt Or Emergency Timber Harvest Activities On Nonfederal Lands That Do Not Qualify For Waiver Under Category 1

To qualify for this category: (1) A Notice of Exemption or Notice of Emergency must be accepted by CDF; and (2) A Registered Professional Forester must have conducted a comprehensive field review and identified any additional practices/measures. A qualified scientist may be required to identify project modifications and mitigation measures to avoid impacts to listed aquatic or wetland species (ref: Attachment A, Part II.B.1.a-d, pages 5-6); and (3) The Discharger must certify that the timber harvest activities complied with all general conditions, eligibility criteria and specific conditions for Waiver Category 2 (ref: Attachment A, Part I.B.1-8, pages 3-4, and Part II.B, pages 5-7). **Note: A post-harvest Certification Notice must be filed within 30 days of project completion.**

Category 3: Timber Harvest Activities On Nonfederal Lands That Receive Discretionary Approval From CDF And For Which Regional Board Staff Has Fully Participated In The Interdisciplinary Review Team Process

To qualify for this category: (1) A THP, NTMP, PTHP or other plan or amendment must be approved by CDF, and a copy received by the Regional Board; and (2) Regional Board staff must have participated in a pre-harvest inspection; and (3) CDF must have incorporated all identified additional management practices and/or water quality protective measures into the plan or amendment (ref: Attachment A, Part II.C.1.b-d, page 8); and (4) The Discharger must certify that the timber harvest activities complied with all general conditions, eligibility criteria and specific conditions for Waiver Category 3 (ref: Attachment A, Part I.B.1-8, pages 3-4, and Part II.C, pages 8-9). **Note: A post-harvest Certification Notice must be filed forthwith upon project completion.**

Category 4: Timber Harvest Activities On Nonfederal Lands That Receive Discretionary Approval From CDF For Which Regional Board Staff Has Not Fully Participated In The Interdisciplinary Review Team Process And Which Are Not Eligible For A Waiver Under Category 1

To qualify for this category: (1) A THP, NTMP, PTHP or other plan or amendment must be approved by CDF, and a copy received by the Regional Board; and (2) A Registered Professional Forester must have conducted a comprehensive field review and incorporated any additional management practices and/or water quality protective measures within the CDF-approved plan or amendment (ref: Attachment A, Part II.D.1.a-c, pages 9-11); and (3) The Discharger must certify that the timber harvest activities complied with all general conditions, eligibility criteria and specific conditions for Waiver Category 4 (ref: Attachment A, Part I.B.1-8, pages 3-4, and Part II.D, pages 9-11). **Note: A post-harvest Certification Notice must be filed forthwith upon project completion.**

5. Certification: The landowner must sign and date. If more than one landowner, attach additional pages.

The completed Post-Harvest Certification Notice shall be submitted to the appropriate Regional Board office in accordance with the instructions above for each waiver category.

For timber harvest activities filed in Tehama, Shasta, Lassen, Glenn, Butte, Siskiyou, Yuba, Sierra, Modoc or Plumas counties, the notice shall be submitted to the Redding office:

**Central Valley Regional Water Quality Control Board
Attn: Timber Harvest
415 Knollcrest Dr., Suite 100
Redding, CA 96002**

For timber harvest activities filed in Nevada, Placer, El Dorado, Amador, Calaveras, Tuolumne, Fresno, Madera, Mariposa or Tulare counties, the notice shall be submitted to the Sacramento office:

**Central Valley Regional Water Quality Control Board
Attn: Timber Harvest
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670-6114**

The adopted Resolution, Attachment A, Certification Notice form, Post Harvest Certification Notice form and both sets of Instructions may be accessed at:
<http://www.swrcb.ca.gov/rwqcb5/programs/index.html#timber>

The following Regional Board staff may be contacted for questions:

	Contact:	Phone	Email
<u>Redding Office</u>	Jim Pedri	(530) 224-4845	
	Dennis Wilson	(530) 224-4848	wilsond@rb5r.swrcb.ca.gov
	David Willoughby	(530) 224-2437	willoud@rb5r.swrcb.ca.gov
	Angela Wilson	(530) 224-4856	wilsona@rb5r.swrcb.ca.gov
<u>Sacramento Office</u>	Sue McConnell	(916) 464-4798	mcconns@rb5s.swrcb.ca.gov
	Matthew Reischman	(916) 464-4820	reischm@rb5s.swrcb.ca.gov
	Marty Hartzell	(916) 464-4630	hartzem@rb5r.swrcb.ca.gov
<u>Fresno Office</u>	Anthony Toto	(559) 445-6278	totoa@rb5f.swrcb.ca.gov